

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/811,469

Applicant: VERMEERSCH et al.

**RECEIVED
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Filed: March 26, 2004

OCT 19 2005

TC/AU: 3990

Examiner: LEE, Sin J.

Docket No.: 227964 (Client Reference No. GN03030)

Customer No.: 23460

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed April 19, 2005, rejecting the following claims: 1-11.

The items checked below are appropriate:

1. Status of Applicants

This application is on behalf of other than a small entity or a small entity.

2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: other than a small entity or a small entity.

Notice of Appeal Fee due \$500.00

10/20/2005 TL0111 00000029 121216 10811469
01 FC:1401 500.00 DA

10/20/2005 TL0111 00000029 10811469
02 FC:1253 1020.00 DA

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Notice of Appeal

3. Extension of Time

- Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.
- An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$1,020.00**4. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$500.00
Extension Fee (if any)	\$1,020.00

Total Fee Due: \$1,520.00**5. Fee Payment**

- Attached is a check in the sum of \$
- Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

6. Fee Deficiency

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,

Xavier Pillai, Reg. No. 39,799
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Date: October 19, 2005

COPY

BEST

Application No. 10/811,469

Notice of Appeal

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10

I hereby certify that this document and all accompanying documents are, on the date indicated below, being deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.

Name (Print/Type)	Peter J Phillips		
Signature	Peter Phillips	Date	October 19, 2005

Appeal Notice (Revised 2005 08 02)